

Exhibit E

1 SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
2 ATLANTIC COUNTY
MASTER CASE 6341-10
3 CASE NO. 291 CT

4 - - -

5 IN RE:
PELVIC MESH/GYNECARE
6 LITIGATION

7
- - -

8 CONFIDENTIAL-SUBJECT TO STIPULATION AND ORDER OF
CONFIDENTIALITY

9
10 Friday, December 20, 2013
11 VOLUME III

12 - - -
13

14 Continued videotaped deposition of JAMES
15 C. HART, M.D., held at RIKER DANZIG, SCHERER, HYLAND
16 & PERRETTI, L.L.P., Headquarters Plaza, One Speedwell
17 Avenue, Morristown, New Jersey, commencing at
18 approximately 9:54 a.m., before Rosemary Locklear, a
19 Registered Professional Reporter, Certified Realtime
20 Reporter, Certified Court Reporter (NJ License No.
21 30XI00171000), and Notary Public.

22 - - -
23

24 GOLKOW TECHNOLOGIES, INC.
877.370.3377 ph|971.591.5672 Fax
25 deps@golkow.com

1 Q. And the purpose of the IFU is to provide a
2 surgeon, for example -- well, rephrase.

3 And the purpose of the IFU is to provide a
4 complete statement of what the company knows with
5 regard to the indications, the contraindications, the
6 warnings, the precautions and the adverse reactions
7 for the device; correct?

8 A. Correct.

9 Q. Therefore, if your company, your medical
10 affairs people, knew that using a cough test and
11 local anesthesia would have a material impact on the
12 efficacy that could be expected with the use of the
13 TVT, that needed to be warned about in the IFU;
14 correct?

15 MR. SNELL: Form.

16 Go ahead.

17 THE WITNESS: It -- it needed to be --
18 that information should be provided as training for
19 the surgeon and an IFU is a place where it could go,
20 yeah.

21 MR. SLATER: Move to strike.

22 BY MR. SLATER:

23 Q. The answer to my question is, if what I
24 just asked you is accurate, that information needs to
25 be in the IFU; correct?